

MENDELSSOHN THE FELIX.

HIS ITALIAN SYMPHONY GIVES GENERAL JOY.

Philharmonic Audience Glad to Hear Music That Is Clear, Happy and Intelligent—Mme. Olga Samoroff the Soloist—She Plays the Charming Grieg Concerto.

The seventh afternoon concert of the Philharmonic Society took place yesterday afternoon at Carnegie hall. The programme consisted of Schumann's "Manfred" overture, Mendelssohn's "Italian" symphony, Grieg's piano concerto and Beethoven's "Leonore" overture, No. 3. The solo pianist was Olga Samoroff. The conductor, Mr. Safonoff, deserves thanks for preparing a programme of pleasing music which gave the audience a heady reason of vain search after recalcitrant purposes. Perhaps the most significant thing in the entertainment was the joyous reception accorded to the Mendelssohn symphony.

Pure musical sunshine let into the place made dark by the gloom of Strauss and the glimmering of his degenerate imitators had a most inspiring effect. Men and women sat up and smiled at one another as who should say, "What! Is this Mendelssohn, the publisher of polite literature? Can we have heard right, or have we misunderstood Felix, the happy?" Doubtless the composer of "Elijah" had been astonished if informed of his indebtedness to the breed of musical convulsions.

Certainly the "Italian" symphony sounded good yesterday. The frank unaffected happiness of the composition was by no means its least claim to consideration in these days when to conceive harmonies is to be wretched. One of Mendelssohn's biographers, stating that the composer's biographical dignity in the saltarello of the finale. Heaven preserve us from our friends! Shall Bach make fugues and Mendelssohn not make a dance? That saltarello shakes hands with the "Benvenuto Cellini" overture of Hector Berlioz. The two sing eloquently of the same thing. The Roman carnival, into which Mendelssohn threw himself with most becoming zest and abandon.

It is on record that he could not for some time find the right thought for the slow movement and that he put it off till he went to Naples. There he hit upon it, and commentators have ever since been asking their brains to account for the inspiration. Sitting in the shadow of the Castle St. Elmo and looking down the sudden byways of the most unwashed of Italian cities, may not Mendelssohn have found his themes in a mood expressed by the poet's line: "A sorrow's crown of sorrow is remembering happier things?" It was Dante who said it first, anyhow, and when in Italy it is exceeding good to remember the mighty Tuscan.

But a truce to questionings. The lovely thing to recall is that a piece of music which invited attention to its general character by a simple title of one word, and which voiced moods of clear, bright, gayety and beauty characteristically Italian, carried with it an unmistakable message of gladness. If the musical sick men go on as they seem bound to do, Mendelssohn will be pretty well hailed as a benefactor and the "Scottish" symphony, the Italian symphony and the "Hebrides" overture will be played yearly in celebration of his birthday.

Mr. Safonoff apparently enjoyed conducting Mendelssohn's composition and the conductor's father played it with evident interest. Mr. Safonoff did the music no violence excepting for a shade too much speed in the first movement, and the music was discharged by the orchestra with a thought not with tonal or technical distinction. One exception must be noted. The famous horn theme was nobly sung. The "Manfred" overture gave the conductor opportunities to exhibit some of his favorite effects in fortissimo, but on the whole he conducted this composition with unimpaired composure.

Mme. Samoroff is a growing young artist whose sincerity is beyond question. Nevertheless there are certain elements in her public appearances which must cause regret to her well wishers. She has not yet acquired the secret of a big tone, yet she always strives for it, and she sings with such much that might otherwise be beautiful. Furthermore, she has not the power requisite for the broader portions of such works as the Grieg concerto. Yesterday these shortcomings she added an unusual indistinctness in the running passages and a general want of accuracy and finish. Her best playing was that of the piano of the last movement, which was excellent.

THE FORBIDDEN "BOHEME."

Puccini's Opera Performed at the Manhattan Despite Edicts.

In spite of all opposition Puccini's "La Bohème" was performed at the Manhattan Opera House last night. The house was packed to its utmost capacity with a brilliant audience. Enthusiasm was high and on the part of the bravissimo army of the orchestra. There was for a time a battle between those who wished to pound their hands and those who wished to hear all the music. The hearers finally won and applause was bottled up till appropriate moments.

Mr. Campanini, who could not conduct the performance because of threats of vengeance from composer and publisher, sat in a box with Mr. Hammerstein, and they too applauded more vigorously than even the brave. Their enthusiasm and that of the audience in general was well placed. It was a spirited performance of the charming opera, albeit there were some serious defects.

The orchestra was the best of the graveled disturbance. It was crude, rude and noisy. In the first act at times it almost obliterated the voices and in the second act Mr. Tanara, who conducted, was quite at sea in the finale. It remained for the principal singers to carry their burdens with some added weight.

Mme. Melba's *Mimi* is not new to this public. Neither does it carry with it any very tender memories. The distinguished soprano has always conceived *Mimi* as a rather coarse grained personage, whereas Puccini's *Mimi* means anything it means that she is a timid, shrinking creature, quite out of place amid the riotous surroundings. Last night, Mme. Melba, quite at the beginning of the performance had an unusually icy quality, but it grew a trifle warmer later on. However, there are parts in which this eminent soprano shines with a greater relucence.

Mr. Bonci sang the music of *Rodolfo* very beautifully, especially the "alcantara" and he made an earnest attempt to be a comedian, but acting is by no means his strength. Last night, however, he sang the music of *Rodolfo* with a warm heart beneath his bodice. Mr. Galletti-Gianoli was amusing as the Landlord. The chorus sang well and entered fully into the spirit of the scene before the Café Momus. The scenery was new and excellent and the stage management deserves warm praise.

"DIE WALKURE" WELL SUNG.

Wagner's Drama Has a Good Performance at the Metropolitan.

A good performance of "Die Walkure" was given at the Metropolitan Opera House last night. It was of unusual merit, but its excellence was so pronounced, and they so dominated the whole, that the general result was most interesting. Mr. Goritz sang Wotan for the first time here. He sang the rôle once in Philadelphia. His impersonation was entirely creditable. It lacked certain elements of breadth and grandeur which Wagner's drama demands, but on the other hand it was sincere and intelligent.

Mme. Schumann-Heink was the *Fricka*, returning to a stage from which she had been absent since the termination of Mr. Goritz's rule. Her impersonation of the splendid majesty of the outraged protector of domestic morals was never more convincingly set forth and the ethical climax of Wagner's tragedy was accorded its true value.

Gadecki sang *Brünnhilde* well, as she has in other days, and Mme. Fremstad contributed to the performance an impersonation of *Siegfrüd* which was commendable. Mr. Burgstaller's *Siegfrüd* was a competent *Hunding*. Mr. Hertz sang the rôle of *Loge* as usual, but at times that the orchestra was not the star of the drama.

OWNER WANTS NO VAUDEVILLE.

Lessee of the Garrick, Philadelphia. Threatened With Legal Action.

PHILADELPHIA, March 1.—As a sequel to the publication of the intention of the managers of the Garrick Theatre to turn that theatre into a vaudeville house Hampton L. Carson, representing the owner of the property, has written to Frank Howe, Jr., lessee, protesting against the change. In his letter Mr. Carson says: "Kindly inform me of the earliest practical moment of any plans contemplated in this direction so that I may take action to restrain an act which would depreciate the value of the property and which would convert a theatre identified with the legitimate drama and plays of the highest character into that which is recognized as a distinctly lower type of performance."

Mr. Howe said to-day: "It had been our intention to open the Garrick as a vaudeville house about April 22, and we still intend to do so."

AS JUDGE SEES UNWRITTEN LAW.

Virginia Court Gives Timely Views in Strothers Case—Insanity Plea.

CULPEPER, Va., March 1.—All of to-day was consumed in framing a hypothetical question in the Strothers case and when court adjourned the final settlement of the case had not been reached. The defence sought to introduce Dr. Charles H. Clarke of Washington, D. C., an alienist, to give his opinion, after hearing a question of 1,200 words, whether the mental condition of the Strothers, the night of the killing was not such as to produce "emotional responsibility."

The question was a synopsis of the case, and the direct intent was to have Dr. Clarke characterize such a homicide. Before that could be done Judge Harrison, after listening to some argument, in which reference was made to the unwritten law, made the following observation: "As reference has been made to the so-called unwritten law, I cannot let the case pass without saying emphatically that no such law is known to the courts of this Commonwealth, if by such law it is meant that a person can take the law in his own hand and right his own wrong, however great the wrong suffered by him may be."

The rulings of Judge Harrison have favored the contentions of the defence. The opposing lawyers have had a great time over the framing of the hypothetical question, the State undertaking to have its interpretation of the evidence set forth in the question the defence is asking.

Mrs. Bywaters is reported to-day to be in a critical condition and there is belief that blood poisoning has developed.

JAMES R. LATHROP III.

Former Superintendent of Roosevelt Hospital Suffering From Paralysis.

James Roosevelt Lathrop, who two days ago resigned as superintendent of Roosevelt Hospital, where he was in charge for twenty-three years, was taken to the hospital yesterday from his home at 100 West 10th street. He had been visiting his brother-in-law, John H. Harris of East Front street. He is suffering from a stroke of paralysis, which he had on Tuesday. At the hospital last night he was said to be in a critical condition.

GEORGE BALLANTINE LOSES.

Can't Get Three-fifths Share of Father's Property on Conditional Bequest.

TRENTON, N. J., March 1.—Judge Cross filed an opinion in the United States Circuit Court to-day dismissing the suit by which George H. Ballantine sought to gain possession of a three-fifths part of his share in his father's estate, which had been conditionally bequeathed to him. Peter H. Ballantine, the father, was a wealthy resident of Newark who died in 1882. His father provided in his will that he should receive only a limited sum upon attaining majority, and that three-fifths of his share should be turned over to him when he was 28, provided his mother approved. The trustees refused to turn over the share sued for. The amount involved in the litigation is understood to be about two hundred thousand dollars.

No "Salome" on Tour.

It was decided yesterday that the Conried Metropolitan Opera Company's "Salome" on tour, given no performance of "Salome" on tour. The opera was announced in Chicago, Pittsburgh and Boston. First it was deemed inadvisable to give the work in the Western cities, and yesterday Boston was also dropped, as it had become evident that there would be too much opposition.

News of Plays and Players.

Joseph Herbert and George Boniface are the latest additions to the cast engaged for the company to support Eddie Foy in "The Orchid."

St. Clair Bayfield, who played the dyspeptic king in William Hawley's production of "The Two Mr. Weathers," was engaged yesterday for Ben Gentry's company, of which he was member when Mr. Gentry first gave Elizabethan performances here.

850 TO SAN FRANCISCO, PORTLAND, SEATTLE AND OTHER PACIFIC COAST PORTS, VIA ERIZ RAILROAD. Ticket Offices 306 and 110 Broadway, New York—Adm.

GOING TO LAW OVER BONCI.

THAT'S WHAT SAYS HAMMERSTEIN, IF HE SINGS FOR CONRIED.

Translation of the Tenor's Contract Seems to Have Mixed Things Up—There May Be a Row Over Dalmores, Too—As for "La Bohème," the House Is Sold.

Oscar Hammerstein said yesterday that he would apply for a Supreme Court order enjoining his star tenor, Alessandro Bonci, from singing at the Metropolitan Opera House next year if Bonci doesn't repudiate his contract with Herr Conried for the next three years before that time. On the other hand, Ernest Goritz, of the Metropolitan said that both he and Mr. Conried saw Signor Bonci's contract with Hammerstein before they engaged him and were satisfied that they knew what they were doing when they signed him.

It was learned yesterday that if the courts are called on to decide whether Bonci shall sing the whole case will hinge on whether Hammerstein's or Conried's translation of Bonci's Italian contract into English is correct. Mr. Hammerstein gave his version of Bonci's contract as follows: "Mr. Hammerstein after the expiration of forty days from the first appearance of Mr. Bonci in the Manhattan Opera House reserves the right to renege Mr. Bonci within a period of two years."

"Is not that clear?" asked Mr. Hammerstein. "You will find the courts think so. Do you suppose I would make a contract with a singer under such conditions?" "Do you suppose I would take any chances in allowing a drawing card in the way of a singer to get away from me?"

"I am sorry for Mr. Bonci. Only day before yesterday he came to me and said, 'Oh, dear me! I don't know where I am to go! I don't know where I am to sing!'" Bonci knew nothing of the matter, and the side of singing. He has been advised by a poor business man."

Mr. Goritz said that he would be sorry for Bonci himself if his contract with Hammerstein was null and void. He interpreted the one the Manhattan Opera House put on it. It would be manifestly unjust, he said, to contract with a singer as meaning that at any time within two years after forty days from his first appearance Hammerstein could renege on his contract with Bonci.

Stockholders of Two Companies Ratify the Plan of Union. The stockholders of the Silverware Company and of the Silverware Stocks Company have ratified the plan of the merger of the two companies. Special meetings for this purpose were held yesterday. Both the Silverware Company and its subsidiary subsidiaries of the Gorham Manufacturing Company, which owns the stock of the Silverware Stocks Company, the Silverware Stocks Company was organized by Gorham interests early this year and the selling price was \$2,000,000, was all sold to Gorham stockholders in proportion to their holdings.

In May, 1905, the directors of the Gorham company made a proposal to the stockholders by which all the company's holdings in subsidiary companies were to be sold to the Silverware Stocks Company, the stock of which was to be increased for that purpose. The plan was approved by the stockholders. The plan was then amended by the organization of a special holding company, the Silverware Stocks Company, to which the stock of the subsidiary companies was to be transferred. The plan was then amended by the organization of a special holding company, the Silverware Stocks Company, to which the stock of the subsidiary companies was to be transferred.

It is understood that Mr. Robinson was the only stockholder who opposed the plan. He and his holdings have been recently bought out.

LINCOLN TRUST CO. DENIES IT.

Not a Depositary of the Gladstone-Greenwater Copper Company.

Officers of the Lincoln Trust Company yesterday denied that the company was or at any time had been the depositary of the Gladstone-Greenwater Copper Company. The Lincoln Trust Company, which had been held at the offices of the trust company. A statement to the opposite effect had been made by Gregory, Gulick & Co., which firm sold some of the stock on the previous day.

Yesterday a representative of the firm said that the firm had a letter from H. Wethey, president of the company, in which Mr. Wethey said that the money to be restored to subscribers could be secured by the sale of the stock of the Lincoln Trust Company. He refused, however, to show the letter.

A well known broker, who is connected with the Wall Street national banks, said that in his understanding of the matter Mr. Wethey, who is general manager for the Lincoln Trust Company, and other men associated with Senator Clark in various capacities organized the company as an enterprise separate from the Lincoln Trust Company. The latter was not largely interested in it. According to the same broker, Mr. Wethey could be relied upon to tell the truth, but that he was not a banker. Mr. Wethey could be relied upon to tell the truth, but that he was not a banker.

TO RAISE SOFT COAL FREIGHTS.

Traffic Associations to Hold Another Meeting in Philadelphia.

Another meeting of the representatives of the Eastern Ohio and Western Pennsylvania Coal Traffic Association will be held in Philadelphia next week. The subcommittee appointed by the association last week to decide on the question of raising rates on soft coal freights will make reports at that meeting.

It was said by a prominent traffic manager yesterday that each committee might present a compromise agreement, and there is a compromise agreement. The majority report will favor an increase from 25 to 35 cents a ton. The minority report will recommend retention of the present schedule. The full committee, it is believed, will approve an increase in the tariff, though it may be not as great as is recommended by the majority.

Negro Business Men Organize.

The negro business men of this city assembled last evening in the parlors of the Hotel Iacoco in Fifty-third street and organized a local Negro Business League.

The National Negro Business League of which Dr. Booker T. Washington is president. They decided to make an exhibit of negro business enterprises at the city exposition of the National Negro Business League, which will be held in Topeka, Kan. on August 14, 15 and 16.

Business Troubles.

A petition in bankruptcy has been filed against the Palmetto Steam Laundry Company of 2313 and 2315 Fifth street and William Riedel, president, and John A. Riedel, vice president, with a capital stock of \$50,000, but had no rating at Bradstreet's. John A. Riedel is president.

Ernest P. Bierck, accountant at 263 Fifth avenue, has filed a petition in bankruptcy against the Palmetto Steam Laundry Company. He also has one share of stock of the New York School of Accounts and Transportation Company, value unknown. He filed the petition to-day for \$32,062 by Ernest P. Bierck as trustee in bankruptcy of the Palmetto Steam Laundry Company.

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PLAN HUGE GRAIN MERGER.

Mill Men in Session in Winnipeg—To Sell Bulk of the Stock.

WINNIPEG, March 1.—Grain and mill men of Manitoba, Alberta and Saskatchewan are in session here forming a merger. A gigantic pool will be incorporated to hold all the stock of each plant. Two-thirds of the holding company capitalization will be placed on the market.

NO SUB-TREASURY SHORTAGE.

Hamilton Fish Says That Report of a Devaluation Is Intruse.

Hamilton Fish, Assistant United States Treasurer in charge of the Sub-Treasury, characterized as absolutely untrue yesterday a report that there were shortages discovered in the Sub-Treasury on shortage similar to that found in Chicago. Not only Mr. Fish said, was there not a shortage of \$178,000, but there was not a discrepancy of a solitary cent.

Of the circumstantial detail accompanying the report, the presence of Treasurer Charles W. Treat in the city and his burning in the Sub-Treasury late Thursday night Mr. Fish had this to say: "Mr. Treat was in the city, but not on Sub-Treasury business. As far as the lights are concerned they were burning no more brightly than usual, except perhaps for the presence of three workmen who were engaged in fixing a gate. As is customary, it was decided to have repair work done out of business hours. But apart from the workmen and the customary number of watchmen there was no one in the building, and neither Mr. Treat nor any one else was making an examination of the institution."

When the resignations of Samuel P. Terry and Edgar F. Lee were demanded last month a thorough examination of every subject was made and everything was found correct. Since that time the coin teller discovered himself one day short \$100. Mr. Fish said that he had never seen the Sub-Treasury conducted more capably, cleanly and honestly.

SILVERWARE MERGER COMPLETE.

Stockholders of Two Companies Ratify the Plan of Union.

The stockholders of the Silverware Company and of the Silverware Stocks Company have ratified the plan of the merger of the two companies. Special meetings for this purpose were held yesterday. Both the Silverware Company and its subsidiary subsidiaries of the Gorham Manufacturing Company, which owns the stock of the Silverware Stocks Company, the Silverware Stocks Company was organized by Gorham interests early this year and the selling price was \$2,000,000, was all sold to Gorham stockholders in proportion to their holdings.

In May, 1905, the directors of the Gorham company made a proposal to the stockholders by which all the company's holdings in subsidiary companies were to be sold to the Silverware Stocks Company, the stock of which was to be increased for that purpose. The plan was approved by the stockholders. The plan was then amended by the organization of a special holding company, the Silverware Stocks Company, to which the stock of the subsidiary companies was to be transferred. The plan was then amended by the organization of a special holding company, the Silverware Stocks Company, to which the stock of the subsidiary companies was to be transferred.

It is understood that Mr. Robinson was the only stockholder who opposed the plan. He and his holdings have been recently bought out.

POLICEMAN CONVICTED.

After a Long Trial in Special Sessions—Walsh Charged With Assault.

Policeman Thomas G. Walsh of the West Forty-seventh street station was convicted of assault yesterday in Special Sessions after a trial lasting four afternoons and after 400 pages of typewritten testimony had been taken. Walsh was remanded to the Tombs until Wednesday for sentence. The complainant against him was Moses Johnston, whose wife keeps a furnished room house at 321 West Forty-eighth street. The testimony showed that Policeman Rinn of the Far Rockaway station, who is a friend of Walsh, had engaged a hall room on January 8 at Mrs. Johnston's for a young woman he said was his wife. The policeman went there with two women that night and were caught in a room together by Mrs. Johnston, who ordered them out.

Mrs. Johnston testified that Walsh struck her and then attacked her husband and a lodger who ran to help Johnston. After a lot of furniture had been broken, Mrs. Johnston said, her husband tried to hold the policeman back to prevent him from leaving the house. Mrs. Johnston said that Walsh knocked her husband down and then commenced to beat him with his billy. She said that another policeman came in while Walsh was assaulting her husband and said he couldn't do anything because Walsh was an officer.

GIRLS TWO DAY TRANCE.

Unable to Speak or Move, but Heard Everything That Was Said on About Her.

New Brunswick, March 1.—MacConover, the twelve-year-old daughter of Mr. and Mrs. Cornelius Conover of Raritan Landing, after remaining in a trance for two days now is in a serious condition. The trance was brought on by fright at a slight fire caused by a lamp exploding. After the excitement was over the girl fell into a trance on Wednesday. When she came to to-day she said that she had heard everything that had been going on and knew the persons who had been there, but that she had been unable to speak or move.

Over 100 Policemen Transferred.

One hundred and five policemen were transferred by Commissioner Bingham yesterday. Eighty-one were sent from busy downtown precincts in Manhattan to Harlem and the Bronx, where there has been an inadequate force properly to patrol the large area of the city. Twenty-four Brooklyn men were sent to outlying precincts, and their places were taken, as were those in Manhattan, by the new appointees yesterday put on uniforms for the first time.

The Commissioner also transferred from the courts the men and put others in their places who have never had an easy berth. The Commissioner intends to transfer the detailed men every three months, thereby giving as many men as possible a chance to take things easy.

Utes Y. M. C. A. Building Burned—Loss \$200,000.

UTICA, March 1.—Within 300 feet of a large mercantile building on Bleeker street which was destroyed by fire last night, there was another fire early this morning. The damage is estimated at \$200,000. Defective electric wiring is said to have caused the fire in both instances.

The building of the Bell Telephone Company, adjoining the Y. M. C. A., was saved by the narrow margin, and for a time several blocks of mercantile buildings were in peril.

Connecticut's Sailors Rest Quietly.

The thirty-seven sailors from the battleship Connecticut who are down with typhoid fever are all resting comfortably at the Naval Hospital at the Brooklyn navy yard yesterday and none of them is reported to be in a serious condition. Naval Director Harman said that as far as could be judged all of the men would pull through. The Connecticut left for Tompkinsville yesterday morning for Coates. It is expected that she will get to Guantanamo as soon as she finishes and receives sailing orders from Washington.

Always Remember the Full Name.

Laxative Bromo Quinine.

Cures a Cold in One Day, Grip in 2 Days.

On every box 25c.

FIVE VISIT SUICIDE BUREAU.

COME TO TELL WHY THEY WANT TO QUIT LIFE.

One is a French Woman Wearing Good Clothes. Who Thinks She Has Been Swindled—Criminal Who Feels a Life Sentence—Drug Victim Cared For.

Announcement of the Salvation Army's anti-suicide bureau's opening brought to the army's headquarters yesterday four men and one woman who said that they were seriously considering self-destruction. Each got an earnest talking to and a copy of this stanza:

Every day is a new beginning.
Each man is a world made new.
So despite old sorrow and old sinning,
Peregrinate trouble and possible pain,
Take heart with the day and begin again.

The first applicant, a tall old Hebrew, told Col. Holland that he had lost \$40,000 in Wall Street, was too old to begin again and could see nothing ahead more attractive than death. Col. Holland promised him that the army would supply him with a lawyer to see if he could get some of his savings back, and when he went away he promised to return at 9 o'clock this morning.

Next came a well dressed woman about 40 years old, who spoke with a French accent. A business partnership of three women had entered failed, she said. She thought she had been swindled, but was in New York without friends and had decided to quit fighting. She also was asked to appear again at 9 o'clock this afternoon.

Applicant No. 3 explained that he was a waiter and bartender. He had tried suicide three times by jumping overboard, gas and drugs, but couldn't make it work. From childhood, he told Col. Holland, he had been subject to erratic impulses, and now that he had lost his job, he had decided to shoot himself. On Thursday night, he told Col. Holland, he had been drinking and had lost his job. He had decided to shoot himself. On Thursday night, he told Col. Holland, he had been drinking and had lost his job. He had decided to shoot himself.

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The Commissioner also transferred from the courts the men and put others in their places who have never had an easy berth. The Commissioner intends to transfer the detailed men every three months, thereby giving as many men as possible a chance to take things easy.

Utes Y. M. C. A. Building Burned—Loss \$200,000.

UTICA, March 1.—Within 300 feet of a large mercantile building on Bleeker street which was destroyed by fire last night, there was another fire early this morning. The damage is estimated at \$200,000. Defective electric wiring is said to have caused the fire in both instances.

The building of the Bell Telephone Company, adjoining the Y. M. C. A., was saved by the narrow margin, and for a time several blocks of mercantile buildings were in peril.

Connecticut's Sailors Rest Quietly.

The thirty